

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 KENYA HALL,

Case No. 2:24-cv-01532-JAD-MDC

4 Plaintiff

ORDER

5 v.

6 JAMES DZURENDA, et al.,

7 Defendants

8
9 **I. DISCUSSION**

10 On September 16, 2024, the Court gave Plaintiff until November 15, 2024, to file
11 a fully complete application to proceed *in forma pauperis* or pay the \$405 filing fee. (ECF
12 No. 3). Plaintiff has filed a financial certificate and a six-month prison trust fund account
13 statement, but he has not filed an application to proceed *in forma pauperis*. (ECF No. 4).

14 The United States District Court for the District of Nevada must collect filing fees
15 from parties initiating civil actions. 28 U.S.C. § 1914(a). The fee for filing a civil-rights
16 action is \$405, which includes the \$350 filing fee and the \$55 administrative fee. See 28
17 U.S.C. § 1914(b). "Any person who is unable to prepay the fees in a civil case may apply
18 to the court for leave to proceed *in forma pauperis*." Nev. Loc. R. Prac. LSR 1-1. For an
19 inmate to apply for *in forma pauperis* status, the inmate must submit **all three** of the
20 following documents to the Court: (1) a completed **Application to Proceed in Forma**
21 **Pauperis for Inmate**, which is pages 1–3 of the Court's approved form, that is properly
22 signed by the inmate twice on page 3; (2) a completed **Financial Certificate**, which is
23 page 4 of the Court's approved form, that is properly signed by both the inmate and a
24 prison or jail official; and (3) a copy of the **inmate's prison or jail trust fund account**
25 **statement for the previous six-month period**. See 28 U.S.C. § 1915(a)(1)–(2); Nev.
26 Loc. R. Prac. LSR 1-2. *In forma pauperis* status does not relieve an inmate of his or her
27 obligation to pay the filing fee, it just means that the inmate can pay the fee in installments.
28 See 28 U.S.C. § 1915(b).

The Court will grant Plaintiff one final extension of time until **January 6, 2025**, to either pay the filing fee or file an application to proceed *in forma pauperis*.

II. CONCLUSION

For the foregoing reasons, it is ordered that the Clerk of the Court will send Plaintiff the approved form application to proceed *in forma pauperis* by an inmate, as well as the document entitled information and instructions for filing an *in forma pauperis* application.

It is further ordered that Plaintiff has **until January 6, 2025**, to either pay the full \$405 filing fee or file a complete application to proceed *in forma pauperis*.

Plaintiff is cautioned that this action will be subject to dismissal without prejudice if Plaintiff fails to timely comply with this order. A dismissal without prejudice allows Plaintiff to refile the case with the Court, under a new case number, when Plaintiff can file a complete application to proceed *in forma pauperis* or pay the required filing fee.

DATED THIS 6th day of December 2024.

UNITED STATES MAGISTRATE JUDGE